

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

DONALD C. BACHMAN,

Plaintiff,

No. CIV S-03-1735 LKK PAN P

vs.

S. KUHN, et al.,

Defendants.

ORDER

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Plaintiff, a state prisoner proceeding pro se, has filed a civil rights action pursuant to 42 U.S.C. § 1983 together with a request for leave to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. The certificate portion of plaintiff's application has not been filled out by a prison official; rather, it was signed by plaintiff himself. Also, plaintiff has not filed a certified copy of his prison trust account statement for the six-month period immediately preceding the filing of the complaint. See 28 U.S.C. § 1915(a)(2). Plaintiff will be provided the opportunity to submit a certified application bearing a signature of an authorized officer, and a certified copy of his prison trust account statement.<sup>1</sup>

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<sup>1</sup> The court will rule on plaintiff's July 5, 2006 motion requesting service on defendant Peddicord once plaintiff has filed a complete in forma pauperis application.

1 In accordance with the above, IT IS HEREBY ORDERED that:

2 1. Plaintiff's application to proceed in forma pauperis is dismissed without  
3 prejudice;

4 2. The Clerk of the Court is directed to send plaintiff a new Application to  
5 Proceed In Forma Pauperis by a Prisoner;

6 3. Plaintiff shall submit, within thirty days of the date of this order, a certified and  
7 completed application to proceed in forma pauperis, together with a certified copy of his prison  
8 trust account statement for the six-month period immediately preceding the filing of the  
9 complaint. Plaintiff's failure to comply with this order will result in a recommendation that this  
10 action be dismissed without prejudice.

11 DATED: July 21, 2006.

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14 UNITED STATES MAGISTRATE JUDGE

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